



3724

PTO/SB/21 (09-04)

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/583,241	
	Filing Date	Jun 15, 2006	
	First Named Inventor	Awbrey, Jerry R.	
	Art Unit	3724	
	Examiner Name	Unknown	
Total Number of Pages in This Submission		Attorney Docket Number	IDI-8-PCT-US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to (TC)
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<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
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<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="text"/> Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	J. Bennett Mullinax, LLC		
Signature			
Printed name	J. Bennett Mullinax		
Date	September 27, 2006	Reg. No.	36221

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Peggy S. Baker	Date	September 27, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT

ATTORNEY DOCKET NO.: IDI-8-PCT-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Jerry R. Awbrey	)	Examiner:	Unknown
S/N:	10/583,241	)	Art Unit:	3724
Filed:	06/15/2006	)	Conf. No.:	
Title:	An Inverted Dispensing System	)		
	and Apparatus	)		

STATEMENT UNDER 37 CFR §1.97 ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P O Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby certifies that:

37 CFR §1.97(b)

- ☐ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR §1.97(c)

- ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b) provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:
- ☐ the statement specified in 37 CFR 1.97(e); OR
- ☐ the fee set forth in 37 CFR 1.17(p).

37 CFR §1.97 (d)

- ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(d), and on or before payment of the issue fee, and is accompanied by the Statement as specified in 37 CFR 1.97(e) and the fee set forth in 37 CFR 1.17(p).

37 CFR §1.97(e)

- ☐ Statement under 37 CFR 1.97(e)(1) – Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.
- ☐ Statement under 37 CFR 1.97(e)(2) – No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersign person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

Please charge any additional fees required or credit any overpayments to Deposit Account No. 50-3172.

Respectfully submitted,

J. BENNETT MULLINAX, LLC



J. Bennett Mullinax  
Reg. No. 36,221



<b>Substitute for form 1449A/PTO</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>		<b>Complete if Known</b>			
		Application Number	10/583,241		
		Filing Date	6/15/2006		
		First Named Inventor	Jerry R. Awbrey		
		Art Unit	3724		
		Examiner Name	Unknown		
Sheet	1	of	3	Attorney Docket Number	IDI-8-PCT-US

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US-3,078,016	02/1963	Judy	
		US-3,078,017	02/1963	Waskonig et al	
		US- 3,623,641	11/1971	Hansen et al	
		US-D480,955	10/2003	Perlowski et al	
		US- 4,163,509	08/1979	Amneus	
		US- 4,166,553	09/1979	Fraternigo	
		US-4,412,624	11/1983	Tamaka	
		US-4,723,671	02/1998	Mears	
		US-4,728,006	03/1988	Drobish et al	
		US-4,763,382	08/1988	Sumerau	
		US-4,793,517	12/1988	Washut	
		US-4,905,873	03/1990	Loesel et al	
		US-4,969,580	11/1990	Mikhail	
		US-5,014,880	05/1991	Loesel et al	
		US-5,067,680	11/1991	Miller	
		US-5,307,955	05/1994	Viegas	
		US-5,427,343	06/1995	Ferris	
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		US 5,439,193	08/1995	Coulter et al	
		US 5,454,516	10/1995	Smyrl	
		US 5,664,753	09/1997	Takei	
		US 5,702,009	12/1997	Quellet et al	
		US 5,704,495	01/1998	Bale et al	
		US 5,749,490	05/1998	Keicher	
		US 5,749,497	05/1998	Davis	
		US-5,819,984	10/1998	Krueger	
		US-6,065,649	05/2000	Scoggins	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	† <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				

Examiner Signature		Date Considered	
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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	10/583,241
				Filing Date	6/15/2006
				First Named Inventor	Awbrey
				Art Unit	3724
				Examiner Name	Unknown
Sheet	2	of	3	Attorney Docket Number	IDI-8-PCT-US

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US-4,085,867	04/1978	Heller	
		US-4,470,521	09/1984	Scammell	
		US- D371,479	07/1996	Hirst	
		US-5,673,884	10/1997	Yemini	
		US-6,234,357	05/2001	Lewis	
		US-6,283,334	09/2001	Mahaffey et al	
		US-2003/0178443	09/2003	Pedersen	
		US-6,808,090	10/2004	Pedersen	
		US-6,202,901	03/2001	Gerber et al	
		US 6,308,923	10/2001	Howard	
		US 6,345,723	02/2002	Blake et al	
		US 6,427,874	08/2002	Brown et al	
		US 6,530,504	03/2003	Socier	
		US 6,575,335	06/2003	Lewis et al	
		US 5,499,748	03/1996	laia et al	
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	† <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				

Examiner Signature		Date Considered	
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				Application Number	10/583,241
				Filing Date	6/15/2006
				First Named Inventor	Jerry R. Awbrey
				Art Unit	3724
				Examiner Name	Unknown
Sheet	3	of	3	Attorney Docket Number	IDI-8-PCT-US

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Product Information Sheet - Coppertone Suncare Products, Spectra 3, dated 11/11/03 <a href="http://www.coppertone.com/spectra3.aspx">http://www.coppertone.com/spectra3.aspx</a>	
		Product Information Sheet - Avon, Light & Lush Moisturizing Shower Gel With Hydroseal, dated 11/11/03 <a href="http://shop.avon.com/avonshop">http://shop.avon.com/avonshop</a>	
		Product Information Sheet - Clearasil, Acne Fighting Body Wash, dated 11/11/03 <a href="http://www.clearsil.us/products">http://www.clearsil.us/products</a>	
		WIPO, PCT International Search Report, PCT/US04/042791, dated 12 Aug 2005, 2 pages	
		WIPO, PCT Written Opinion of the ISA, PCT/US04/042791, dated 12 Aug 2005, 7 pages	

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